



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 11, 2003

Lee Peterson, Watermaster
PO Box P
Shoshone, ID 83352

RECEIVED

APR 14 2003

Department of Water Resources

RE: Delivery of Right 37-577BP

Dear Lee:

Our office has received a letter dated 4/8/2003 from the Hiawatha Canal's attorney (Fritz Haemmerle). Please find copy enclosed. The letter is self explanatory.

As you may recall Transfer 68526 changed right 37-577BP along with others owned by Eccles (Flying Hat Ranch) by changing the authorized points of diversion(s). Transfer 68526 was approved on 5/6/2002. One of the conditions of approval is that a portion of the right (1.4 cfs) is required to be left in the Hiawatha Canal to mitigate for the transfer of the right to other diversion(s).

As a side note: Our records indicate that a portion of this rights was transferred in 2002 under an emergency drought temporary transfer but this action should not have relieved the owner to maintain the mitigation water to the Hiawatha Canal.

If you have not already made your delivery of the subject right consistent with the approval of transfer 68526 please do so. If you need a copy of the transfer please let us know. If you have questions about this please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Allen Merritt'.

Allen Merritt, PE
Southern Region Manager

CC: Fritz Haemmerle
Tim Luke